

Allowance

- I. The following is an examiner's statement of reasons for allowance:

As to claim 1, the prior art as taught by Turicchi US Patent(6,704687 B2) do not teach or render obvious the limitations recited in claim 1, when taken in the context of the claims as a whole, automatically generating a number of rules based on electronic derived relationships overtime, wherein said number of rules are generated without requiring human interaction; wherein said generating said number of rules is based at least in part on a performance goal; wherein said deriving said relationships, said generating said number of rules, and said adjusting said at least one system variable, are iterative; the acquiring data for system variables and the performance of computer for deriving relationships, wherein acquiring said data comprises: gathering said data over time; and logging said gathered data, wherein said relationships are derived based on said logged data, wherein said gathering said data is at discrete points in time as recited in the independent claim 1. Moreover, evidence for modifying the prior art teachings by one of ordinary skill level in the art was not uncovered so as to result in the invention as recited in claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LeChi Truong whose telephone number is (571) 272-3767. The examiner can normally be reached on 8 - 5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sough Hyung can be reached on (571) 272-6799. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIP. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIP system, contact the Electronic Business Center (EBC) at 866-217-9197(toll-free).

/LeChi Truong/

Examiner, Art Unit 2194

Application/Control Number: 09/882,845
Art Unit: 2194

Page 4